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By: [Signature]

Printed: Nadine Tono Amy Alwine

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Alza Corporation  
  
Inventor(s): Martin et al.  
  
Application No.: 10/616,094  
  
Filed: July 8, 2003  
  
Title: THERAPEUTIC LIPOSOME  
COMPOSITION AND METHOD

Group Art Unit: 1636  
  
Examiner:  
KATCHEVES, Konstantina T.  
  
Attorney Docket No.:  
**SQ00151USCON2**

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P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i)).

There are no listed references which are not in the English language.

Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750.

Respectfully submitted,

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PTO/SB/08A (08-00)

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 1 of 3

*Application Number*

10/616,094

*Filing Date*

July 8, 2003

*First Named Inventor*

Martin et al.

*Group Art Unit*

1636

*Examiner Name*KATCHEVES,  
Konstantina T.*Attorney Docket Number*

SQ00151USCON2

## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code <sup>2</sup> (if known)			
	1	4,935,465		Garman	06/19/1990	
	2	5,013,556		Woodle et al.	05/07/1991	

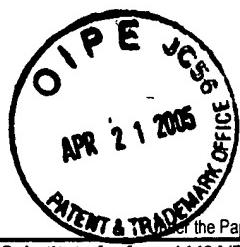
## FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	KindCode <sup>5</sup>				
	3	EP	0 317 957	B1	Senter	05/31/1989		
	4	WO	94/21281	A1	Zalipsky et al.	09/29/1994		
	5	EP	0 526 700	B1	Tagawa et al.	02/10/1993		

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

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	6	ALLEN et al., "A new strategy for attachment of antibodies to sterically stabilized liposomes resulting in efficient targeting to cancer cells", <i>Biochimica et Biophysica Acta</i> 1237 (1995); pp. 99-108	
	7	ANWER et al., "Optimization of Cationic Lipid/DNA Complexes for Systemic Gene Transfer to Tumor Lesions", <i>Journal of Drug Targeting</i> Vol. 8, No. 2 (2000); pp. 125-135	
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	10	BONE, "The Pathogenesis of Sepsis", <i>Annals of Internal Medicine</i> 115 (1991); pp. 457-469	
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	14	FRIEDMANN, "Overcoming the Obstacles to Gene Therapy", <i>Scientific American</i> (1997); pp. 96-101	

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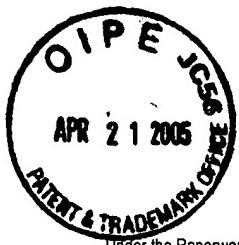
Sheet 2 of 3

<i>Application Number</i>	10/616,094
<i>Filing Date</i>	July 8, 2003
<i>First Named Inventor</i>	Martin et al.
<i>Group Art Unit</i>	1636
<i>Examiner Name</i>	KATCHEVES, Konstantina T.
<i>Attorney Docket Number</i>	SQ00151USCON2

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS (CONTINUED)

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	15	HAYNES, "Scientific and Social Issues of Human Immunodeficiency Virus Vaccine Development", Science 260 (1993); pp. 1279-1286	
	16	HEATH et al., "Covalent Attachment of Immunoglobulins to Liposomes Via Glycosphingolipids", Biochimica et Biophysica Acta 640 (1981); pp. 66-81	
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	27	ROBBINS and GHIVIZZANI, "Viral Vectors for Gene Therapy", Pharmacology & Therapeutics Vol. 80, No. 1 (1998); pp. 35-47	
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	30	SZOKA, "Comparative Properties and Methods of Preparation of Lipid Vesicles (Liposomes)", Annual Review of Biophysics and Bioengineering 9 (1980); pp. 467-508	

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	31	USTER et al., "Insertion of poly(ethylene glycol) derivatized phospholipid into pre-formed liposomes results in prolonged in vivo circulation time", FEBS Letters 386 (1996); pp. 243-246	
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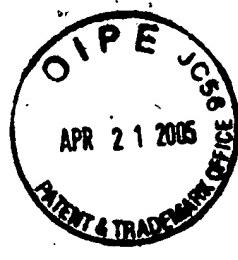
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**SUBMISSION UNDER MPEP 609 D**

Page 1 of 1

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			Office <sup>3</sup>	Number <sup>4</sup>	KindCode <sup>5</sup>		

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